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Examiner Melanie Jo HAND	USPTO GAU 3761	(571) 273-6464	(571) 272-6464 128
Group Art Unit 3761	USPTO	(571) 273-8300	(571) 272-3700 129
Central Fax Number	PTO	(571) 273-8300	130
From:	Marc E. Brown	Direct Phone:	310.788.1569
E-Mail:	meb@mwe.com	Direct Fax:	310.277.4730
Sent By:	Jessica Brown	Direct Phone:	(310) 284-6173
Client/Matter/Tkpr:	64693-103-6806	Original to Follow by Mail:	No
		Number of Pages, Including Cover:	2

Re: U.S. Patent Application Serial No. 10/776,021

Message:

Please see Response to Restriction Requirement herewith.

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U.S. practice conducted through McDermott Will & Emery LLP.

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LAS99 1426919-1 064693 0103

PAGE 1/2 * RCVD AT 11/4/2005 2:42:23 PM [Eastern Standard Time] * SVR:USPTO-EFXXRF-6/26 * DNIS:2738300 * CSID: * DURATION (mm:ss):00:54

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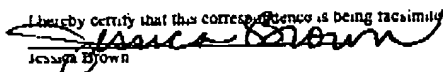
Docket No.: 064693-0103

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 33401
SHEHADA, RAMEZ EMILE NECOLA : Confirmation Number: 9078
Serial No.: 10/776,021 : Group Art Unit: 3761
Filed: February 09, 2004 : Examiner: HAND, Melanie Jo
For: SURGICAL DRAIN WITH POSITIONING AND PROTECTIVE FEATURES

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on November 4, 2005

Jessica Brown

RESPONSE TO RESTRICTION REQUIREMENT OF OCTOBER 4, 2005

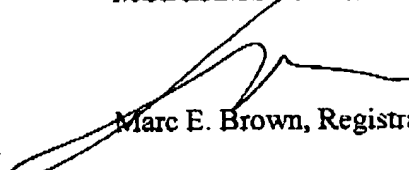
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner Hand:

Noting the Office Action of October 4, 2005, wherein election of a single disclosed species for prosecution on the merits has been required, Applicant hereby elects Species 1 (claims 1-10) for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit account 501946 and please credit any excess fees to such deposit account.

Respectfully submitted,
MCDERMOTT WILL & EMERY LLP


Marc E. Brown, Registration No. 28,590

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